

1 CHRISTOPHER CHIOU
2 Acting United States Attorney
3 Nevada Bar No. 14853

4 ALLISON J. CHEUNG, CSBN 244651
5 Special Assistant United States Attorney
6 160 Spear Street, Suite 800
7 San Francisco, California 94105
8 Telephone: (415) 977-8942
9 Facsimile: (415) 744-0134
10 E-Mail: allison.cheung@ssa.gov

11 Attorneys for Defendant

12 **UNITED STATES DISTRICT COURT**

13 **DISTRICT OF NEVADA**

14 SUSAN HOPKINS,

15 Plaintiff,

16 vs.

17 ANDREW SAUL,
18 Commissioner of Social Security,

19 Defendant.

20) Case No.: 3:20-cv-00625-CLB

21) **MOTION TO BE RELIEVED OF PROVIDING**
22) **CD AND HARD COPIES OF THE CERTIFIED**
23) **ADMINISTRATIVE RECORD; [PROPOSED]**
24) **ORDER**

25)

26)

1 Defendant, Commissioner of Social Security (Commissioner), by his undersigned attorneys,
2 provides notice to the Court and Plaintiff that an electronic copy of the certified administrative record (e-
3 CAR) has been prepared and can now be filed in this matter. However, the Commissioner advises the
4 Court that, at this time, the Office of Appellate Operations (OAO) is not working at full capacity at its
5 official worksite in Falls Church, Virginia. A limited number of staff is now permitted to physically
6 enter the office to work on a very limited basis. While the e-CAR has been prepared, OAO is still unable
7 to provide CD and hard copies of the CAR—which has typically been required in this Court—with any
8 regularity, given the limited staff and overall volume of cases.

9 While the Commissioner typically files the e-CAR under seal, as required by the Court, this filing
10 is only accessible to the Court and not by the parties through CM/ECF. However, it is Defendant's
11 counsel's understanding that a new event has been added to CM/ECF which will allow the Commissioner
12 to file the e-CAR under seal and all case participants will have access to the e-CAR. Accordingly, the
13 Commissioner requests that he be permitted to file the e-CAR under seal using this new event ("Certified
14 Administrative Record under seal") and be relieved of the requirement of preparing CD/hard copies of the
15 CAR. This will allow Plaintiff to access the e-CAR through CM/ECF and for the case to move forward
16 without delay.

17
18 Dated: March 25, 2021

Respectfully submitted,

19 CHRISTOPHER CHIOU
20 Acting United States Attorney

21 */s/ Allison J. Cheung*
22 ALLISON J. CHEUNG
23 Special Assistant United States Attorney

CERTIFICATE OF SERVICE

I, the undersigned, am a citizen of the United States and am at least eighteen years of age. My business address is 160 Spear Street, Suite 800, San Francisco, California 94105. I am not a party to the above-entitled action. On the date set forth below, I caused service of **MOTION TO BE RELIEVED OF PROVIDING CD AND HARD COPIES OF THE CERTIFIED ADMINISTRATIVE RECORD; [PROPOSED] ORDER** on the following parties by electronically filing the foregoing with the Clerk of the District Court using its ECF System, which provides electronic notice of the filing:

Marc Kalagian
marc.kalagian@rksslaw.com
Attorney for Plaintiff

Leonard Stone
lstone@shookandstone.com
Attorney for Plaintiff

I declare under penalty of perjury that the foregoing is true and correct.

Dated: March 25, 2021

/s/ Allison J. Cheung
ALLISON J. CHEUNG
Special Assistant United States Attorney

1 CHRISTOPHER CHIOU
2 Acting United States Attorney
3 Nevada Bar No. 14853

4 ALLISON J. CHEUNG, CSBN 244651
5 Special Assistant United States Attorney
6 160 Spear Street, Suite 800
7 San Francisco, California 94105
8 Telephone: (415) 977-8942
9 Facsimile: (415) 744-0134
10 E-Mail: allison.cheung@ssa.gov

11 Attorneys for Defendant

12 **UNITED STATES DISTRICT COURT**

13 **DISTRICT OF NEVADA**

14 SUSAN HOPKINS,

15 Plaintiff,

16 vs.

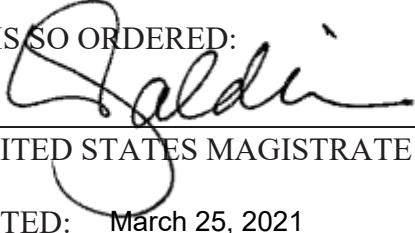
17 ANDREW SAUL,
18 Commissioner of Social Security,

19 Defendant.

20) Case No.: 3:20-cv-00625-CLB

21) **ORDER GRANTING DEFENDANT'S
22) MOTION TO BE RELIEVED OF
23) PROVIDING CD AND HARD COPIES OF
24) CERTIFIED ADMINISTRATIVE RECORD**

1 Based upon Defendant's Motion to be Relieved of Providing CD and Hard Copies of Certified
2 Administrative Record, and for good cause shown, **IT IS ORDERED** that Defendant be relieved of
3 providing CD or hard copies of the Certified Administrative Record (CAR) to the Court and to Plaintiff.
4 The Court further **ORDERS** that Defendant may file an electronic copy of the CAR (e-CAR) under seal
5 in CM/ECF.

6
7
8 IT IS SO ORDERED:
9
10 
11 _____
12 UNITED STATES MAGISTRATE JUDGE
13
14
15
16
17
18
19
20
21
22
23
24
25
26

10 DATED: March 25, 2021